THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

SELECTIVE INSURANCE COMPANY

OF THE SOUTHEAST,

: CIVIL ACTION NO. 3:19-CV-1089

Plaintiff, : (JUDGE MARIANI)

: (Magistrate Judge Carlson)

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WINOLA CONSTRUCTION CORP.,

et al.,

Defendants.

<u>ORDER</u>

AND NOW, THIS _____ DAY OF JULY 2023, upon consideration of Magistrate

Judge Martin C. Carlson's Report and Recommendation ("R&R") (Doc. 41), for clear error or

manifest injustice, IT IS HEREBY ORDERED THAT:

- 1. The R&R (Doc. 41) is **ADOPTED** for the reasons set forth therein;
- 2. The Motion for Summary Judgment of Plaintiff Selective Insurance Company of the Southeast (Doc. 7) is **GRANTED**;
- 3. The Clerk of Court is directed to enter judgment in favor of Plaintiff and against Defendants in the amount of \$137,485.07;

4. The Clerk of Court is directed to CLOSE the federal action,

Robert D. Mariani

United States District Judge